Docket No. FC-8-C3

## Declaration and Power of Attorney For Patent Application English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

the specification of	which		
(check one)			
☑ is attached here	to.		
☐ was filed on	á	as United States Application No.	or PCT International
Application Num	nber		
and was amend	ed on		
		(if applicable)	
-	have reviewed and underst , as amended by any amend	and the contents of the above i	dentified specification,
•	•	d States Patent and Trademark	
Section 1.56.	e material to patentability a	s defined in Title 37, Code of	rederal Regulations,
Section 1.56.  I hereby claim fore Section 365(b) of a any PCT Internation listed below and ha	eign priority benefits under any foreign application(s) for nal application which designa- ve also identified below, by e or PCT International applic	Title 35, United States Code, repatent or inventor's certificate ated at least one country other to checking the box, any foreign a ation having a filing date before	Section 119(a)-(d) or e, or Section 365(a) of han the United States, pplication for patent or
Section 1.56.  I hereby claim fore Section 365(b) of a any PCT Internation listed below and ha inventor's certificate	eign priority benefits under any foreign application(s) for nal application which designate we also identified below, by the or PCT International applicational	Title 35, United States Code, repatent or inventor's certificate ated at least one country other to checking the box, any foreign a	Section 119(a)-(d) or e, or Section 365(a) of han the United States, pplication for patent or
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Section 1.56.  I hereby claim fore Section 365(b) of a any PCT Internation listed below and ha inventor's certificate on which priority is a	eign priority benefits under any foreign application(s) for nal application which designate we also identified below, by the or PCT International applicational	Title 35, United States Code, repatent or inventor's certificate ated at least one country other to checking the box, any foreign a	Section 119(a)-(d) or a, or Section 365(a) of than the United States, pplication for patent or that of the application  Priority Not Claimed
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Section 1.56.  I hereby claim fore Section 365(b) of a any PCT Internation listed below and ha inventor's certificate on which priority is of Prior Foreign Application.	eign priority benefits under any foreign application(s) for nal application which designa- ve also identified below, by a e or PCT International applical claimed.	Title 35, United States Code, repatent or inventor's certificate ated at least one country other to checking the box, any foreign a ation having a filing date before	Section 119(a)-(d) or a, or Section 365(a) of than the United States, pplication for patent or that of the application  Priority Not Claimed

60/319,414	July 22, 2002	_
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ection 365(c) of any PCT Internance insofar as the subject matter of elimited States or PCT International I.S.C. Section 112, I acknowledgoffice all information known to metection 1.56 which became available.	tional application designatin ach of the claims of this and application in the manner the the duty to disclose to the the to be material to patental to between the filing date of	g the United States, listed below and oplication is not disclosed in the prio provided by the first paragraph of 35 United States Patent and Trademark bility as defined in Title 37, C. F. R.
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

Carol Talkington Verser, Ph.D. 37,459 41,184 Timothy L. McCutcheon, Esq. 32,547 Theresa A. Brown, Esq. Richard J. Stern, Ph.D. 50,668

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Direct Telephone Calls to: (name and telephone number) Timothy L. McCutcheon, Esq., (970) 493-7272, ext. 4182

Full name of sole or first inventor Kevin S. Brandt Date Sole or first inventor's signature Residence Fort Collins, Colorado Citizenship **United States of America** Post Office Address 7114 Woodrow Dr. Fort Collins, CO 80525

Full name of second inventor, if any Patrick J. Gaines Date Second inventor's signature 6/27/03 Residence Fort Collins, Colorado Citizenship **United States of America** Post Office Address 1406 Glen Haven Dr. Fort Collins, CO 80526

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ull name of fourth inventor, if any	
ancy Wisnewski	Date
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VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS - SMALL BUSINESS CONCERN			Docket No. FC-8-C3	
Serial No.	Filing Date	Patent No.		Issue Date
not yet assigned	July 17, 2003			
Applicant/ Kevin S. Brandt, Patrick J. Gaines, Dan T. Stinchcomb, Nancy Wisnewski Patentee:				
Invention: "FLEA HEAD, NERVE CORD, HINDGUT AND MALPIGHIAN TUBULE NUCLEIC ACID				
MOLECULES,	PROTEINS AND USES THER	EOF"		
<u> </u>				
I hereby declare that I am:				
☐ the owner of the s	mall business concern identifie	d below:		
an official of the sr	mall business concern empowe	red to act on behalf of the cond	ern ide	ntified below:
NAME OF CONCERN:	Heska Corporation			
ADDRESS OF CONCERN:	1613 Prospect Parkway, Fort	Collins, CO 80525		
13 CFR part 121 and 37 CF United States Code, in that 500 persons. For purposes over the previous fiscal year during each of the pay perior indirectly, one concern compower to control both.	FR 1.27(a)(2) for purposes of p the number of employees of the s of this statement, (1) the nur ar of the concern of the perso ods of the fiscal year, and (2) of trols or has the power to contr	concern qualifies as a small bus aying reduced fees under Sect he concern, including those of it inber of employees of the busin ons employed on a full-time, p concerns are affiliates of each of rol the other, or a third party of	ion 41(as affilia ness co art-time other wi r partie	a) and (b) of Title 35, tes, does not exceed nearn is the average or temporary basis hen either, directly or s controls or has the
I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the above identified invention described in:				
the specification	n filed herewith with title as liste	ed above.		
	identified above.			
the patent iden	tified above.			
If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed on the next page and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small entity person under 37 CFR 1.27(a)(1) or by any concern which would not qualify as a small business concern under 37 CFR 1.27(a)(2) or a nonprofit organization under 37 CFR 1.27(a)(3).				

				have assigned, granted vey, or license any righ		censed or am under an is listed below:
•			organization ex or organization	xists. is listed below.		
FULL NAME			-			
ADDRESS FULL NAME		Individual		Small Business Concern		Nonprofit Organization
ADDRESS		Individual		Small Business Concern	. 🗅	Nonprofit Organization
FULL NAME ADDRESS						
FULL NAME ADDRESS		Individual		Small Business Concern		Nonprofit Organization
		Individual		Small Business Concern		Nonprofit Organization
I acknowledgentitlement to maintenance I hereby declinformation a willful false standard false standard patent issues.	te the duty o small ent fee due after that all and belief are tatements are United Statements thereof	to file, in the ity status per the date of statements e believed and the like tes Code, and or any page.	orior to paying, on which status as made herein to be true; and so made are pand that such watent to which the	or patent, notification of or at the time of paras a small entity is no loof my own knowledge further that these state unishable by fine or impillful false statements makes verified statement is	ying, the earliest onger appropriate are true and tha ements were mad prisonment, or bo nay jeopardize the	status resulting in loss of of the issue fee or any e. (37 CFR 1.27(g)(2)) It all statements made on with the knowledge that th, under Section 1001 of validity of the application,
NAME OF PER			Carol Talkin	gton Verser, Ph.D.		
OTHER THAN ADDRESS OF	OWNER:		Executive Vio	ce President, Intellectual	Property and Bus	siness Development
SIGNATURE:	Carre	d	. Sools V		DATE: 1/ A.	( ,
SIGNATURE:	_ <i></i>	10K7	LANGTON V.C	user [	DATE: <u>16 G</u> L	wy 2005_